

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Dkt. No0187833-0734

Applicants: Hans John HANSEN

Title: METHODS OF ANTIBODY-DIRECTED
ENZYME PRO-DRUG THERAPY

Appl. No.: 09/216,609

Filing Date: 12/21/1998

Examiner: C. Yaen

Art Unit: 1642

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TERMINAL DISCLAIMER FEE TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

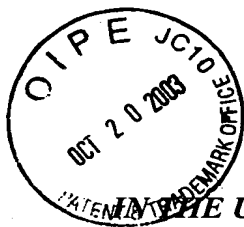
The accompanying Terminal Disclaimer requires a fee totaling \$110.00. The Commissioner is hereby authorized to charge any fees which may be required regarding this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741.

Respectfully submitted,

Date October 20, 2003

FOLEY & LARDNER
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Bernhard D. Saxe
Attorney for Applicant
Registration No. 28,665



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 018733-0734

Applicant: Hans John HANSEN

Title: METHODS OF ANTIBODY-DIRECTED
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Sir:

Your Petitioner, Immunomedics, Inc., having its principal place of business at 300 American Road, Morris Plains, New Jersey 07950, hereinafter represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 09/216,609, filed December 21, 1998, by virtue of an Assignment filed and recorded on May 14, 2001, on Reel/Frame 011802/0703, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX A. Further, your Petitioner represents that it is the owner of the entire right, title and interest in and to U.S. Patent Application Serial No. 08/445,110, filed May 19, 1995, now U.S. Patent No. 5,851,527, issued on December 22, 1998, by virtue of an Assignment filed and recorded on January 22, 1996, on Reel/Frame 7782/0832, in the United States Patent and Trademark Office (for the parent U.S. Patent

Application Serial No. 07/182,623 filed on April 18, 1988, now abandoned), a copy of the Assignment document is attached hereto as APPENDIX B.

Your Petitioner, Immunomedics, Inc., hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent No. 5,851,527, issued on December 22, 1998. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that the legal title to U.S. Patent No. 5,851,527, shall be the same as the legal title to any patent granted on the instant application, this agreement to run with any patent granted on the instant application and to be binding upon the grantee, its successors or assigns.

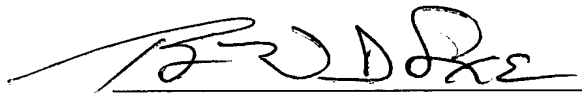
In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the instant application, prior to the full statutory term of U.S. Patent No. 5,851,527 as defined in 35 U.S.C. §§154-156 and 173, in the event that U.S. Patent No. 5,851,527 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate, is reissued or as a result of an interference proceeding, or is otherwise in any manner not deemed to provide the rights conveyed by 35 USC §154, prior to the full statutory term of U.S. Patent No. 5,851,527 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of a patent granted on the instant application that would extend beyond the present termination of U.S. Patent No. 5,851,527, in the event that such present term is

extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on the instant application to the extent provided by law.

The undersigned, being the Attorney of Record for the instant application, and duly authorized to act on behalf of Petitioner, certifies that he has reviewed the Assignments attached as APPENDICES A and B, and to the best of his knowledge and belief, legal title to the instant application rests with Petitioner, Immunomedics, Inc. The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

October 20, 2003
Date



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